

NINETEENTH DAY

House Chamber, Olympia, Friday, January 28, 2011

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Angel Madera and Jona Spiller. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Reverend Brian Wiele, River Ridge Covenant Church, Lacey, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

RESOLUTION

HOUSE RESOLUTION NO. 2011-4608, by Representative Pettigrew

WHEREAS, This year marks the 160th anniversary of the founding of the first YMCA in the United States, a history marked with highlights such as inventing basketball, volleyball, racquetball, pioneering camping, and swimming lessons. YMCAs helped found the USO and Boy Scouts of America and volunteers provided support and services to millions of soldiers during the Civil War, World War I, and World War II; and

WHEREAS, Since 1884 in our great state of Washington when the YMCA of the Inland Northwest in Spokane was founded, YMCAs are at the heart of community life in neighborhoods and towns across the nation, where they provide quality programming with a focus on youth development, healthy living, and social responsibility; and

WHEREAS, The YMCAs of Washington are for people of all faiths, races, abilities, ages, and incomes and they serve more than 320,000 adults and 290,000 children in our communities through health programs, such as chronic disease prevention, swimming, sports, and fitness programs; through high quality early learning child care and after school care services, which assist in school success; and through camps for young people, which provide an opportunity to explore the outdoors, build self-esteem, and make lasting friendships and memories; and

WHEREAS, Since 1947 the YMCA Youth and Government program has worked with 35,000 high school students to learn about civic responsibility through its annual student legislature and mock courtroom trial programs; and

WHEREAS, The YMCAs of Washington provide more than 40 million dollars annually in funding to support our communities through scholarships, subsidies, partnerships, and sponsorships; and

WHEREAS, The YMCAs of Washington have more than 20,000 individuals who volunteer at their local Y's each year, who generously give 6.9 million dollars in time, expertise, and resources to assist in the efforts to strengthen our communities;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives recognize and celebrate the 160th Anniversary of the founding of YMCA in the United States, and honor Washington State YMCA members, volunteers, and staff that serve our communities; and

BE IT FURTHER RESOLVED, That the House of Representatives recognize the YMCAs of Washington State and honor their commitment to social responsibility and their commitment to the development and healthy living of our residents.

The Speaker (Representative Moeller presiding) stated the question before the House to be adoption of House Resolution No. 4608.

HOUSE RESOLUTION NO. 4608 was adopted.

INTRODUCTIONS AND FIRST READING

HB 1648 by Representatives Goodman, Miloscia, Rolfes, Liias, Seaquist, Van De Wege, Kenney, Hunt, Hasegawa, Kelley, Hudgins, Frockt, Springer, Appleton, Roberts, Billig, Green, Jacks, Clibborn and Moscoso

AN ACT Relating to accountability for persons driving or being in physical control of a vehicle while under the influence of intoxicating liquor or any drug; amending RCW 46.20.385, 46.61.502, 46.61.504, 46.61.506, 46.61.500, 46.61.5249, 46.20.720, 46.61.5055, 10.05.140, 10.05.010, and 9.94A.533; and prescribing penalties.

Referred to Committee on Judiciary.

HB 1649 by Representatives Jinkins, Pedersen, Kenney, Pettigrew, Ladenburg, Lytton, Stanford, Billig, Ryu, Liias, Seaquist, Darneille, Dickerson, Dunshee, Fitzgibbon, Uptegrove, Reykdal, Finn, Moscoso, Takko, Rolfes, Clibborn, Jacks, Morris, Cody, Roberts, Orwall, Green, Van De Wege, Ormsby, Hudgins, Sells, Kelley, Blake, Appleton, Kagi, Santos, Hurst, Kirby, Eddy, Probst, Springer, Miloscia, Maxwell, Sullivan, Goodman, Frockt, Carlyle, Haigh, Moeller, Hunter, Tharinger, Hunt, McCoy and Hasegawa

AN ACT Relating to giving legal effect to domestic partnerships; and amending RCW 26.60.090 and 1.12.080.

Referred to Committee on Judiciary.

HB 1650 by Representatives Hasegawa, Kenney, Santos, McCoy, Moscoso, Sells, Carlyle, Reykdal, Seaquist, Jacks and Probst

AN ACT Relating to state need grant eligibility; and amending RCW 28B.92.080 and 28B.92.060.

Referred to Committee on Higher Education.

HB 1651 by Representatives Goodman, Miloscia, Liias and Roberts

AN ACT Relating to transitional housing for persons at risk of experiencing homelessness; amending RCW 59.18.040; and adding a new chapter to Title 19 RCW.

Referred to Committee on Community Development & Housing.

HB 1652 by Representatives Frockt, Kenney, Reykdal, Rolfes, Probst, Goodman, Maxwell, McCoy, Jacks, Jinkins, Ryu, Kagi, Ladenburg, Stanford, Hasegawa, Fitzgibbon, Blake, Billig, Roberts, Clibborn, Ormsby, Moscoso, Hudgins and Liias

AN ACT Relating to electronic impersonation; adding a new section to chapter 4.24 RCW; and creating a new section.

Referred to Committee on Judiciary.

HB 1653 by Representatives Wilcox, Chandler, McCune, Angel and Blake

AN ACT Relating to the establishment of department of health rules on fluoridation levels where fluoridation is practiced by public drinking water systems; and amending RCW 43.20.050.

Referred to Committee on Health Care & Wellness.

HB 1654 by Representatives Zeiger, Sells, Haler, Miloscia, Buys, Dammeier, Johnson, Dahlquist, Fagan, Warnick, Smith and Anderson

AN ACT Relating to the timely completion of baccalaureate and applied baccalaureate degrees, including tuition for excess credits; and amending RCW 28B.10.695, 28B.15.067, and 43.41.400.

Referred to Committee on Higher Education.

HB 1655 by Representatives Ahern, Warnick, Klippert, McCune, Angel, Rivers, Hargrove, Johnson, Nealey, Fagan, Haler and Schmick

AN ACT Relating to the requirement to periodically replace license plates; and amending RCW 46.16A.200.

Referred to Committee on Transportation.

HB 1656 by Representatives Ahern, Shea, McCune, Miloscia, Hinkle, Warnick, Angel, Klippert, Kristiansen, Hargrove, Overstreet, Buys and Short

AN ACT Relating to declaring that the right to life, as recognized in the Declaration of Independence and guaranteed by the Constitutions of the United States and Washington state, is vested in each human being beginning at the moment at which an individual comes into being; and adding a new chapter to Title 1 RCW.

Referred to Committee on Health Care & Wellness.

HB 1657 by Representatives Ahern, McCune, Miloscia, Hurst, Hope and Rivers

AN ACT Relating to the statute of limitations on certain sex offenses; and reenacting and amending RCW 9A.04.080.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1658 by Representatives Green, Walsh, Schmick and Moscoso

AN ACT Relating to certificates of still birth; and adding a new section to chapter 70.58 RCW.

Referred to Committee on Health Care & Wellness.

HB 1659 by Representatives Angel and Seaquist

AN ACT Relating to hospital benefit zones that have already formed; and amending RCW 39.100.020, 82.14.465, and 82.14.470.

Referred to Committee on Ways & Means.

HB 1660 by Representatives Takko and Hunt

AN ACT Relating to flood control zone districts; amending RCW 36.93.020, 86.15.010, 86.15.035, and 86.15.080; and adding a new section to chapter 86.15 RCW.

Referred to Committee on Local Government.

HB 1661 by Representatives Finn and Smith

AN ACT Relating to cost-saving measures and allocation of vouchers in awarding resources for low-income housing; amending RCW 36.22.178, 36.22.179, 36.22.1791, 43.185.020, and 43.185.050; adding a new section to chapter 36.22 RCW; adding a new section to chapter 43.185 RCW; and adding new sections to chapter 36.01 RCW.

Referred to Committee on Community Development & Housing.

HB 1662 by Representatives Takko and Rodne

AN ACT Relating to appeal and permit procedures under the shoreline management act; and amending RCW 90.58.180, 36.70C.030, 90.58.140, 34.05.461, and 43.21C.075.

Referred to Committee on Local Government.

HB 1663 by Representatives Parker, Ormsby, Probst, Billig, Schmick, Fagan, Angel and Ahern

AN ACT Relating to the purchasing authority of institutions of higher education; and amending RCW 28B.10.029.

Referred to Committee on Higher Education.

HB 1664 by Representatives Shea, Rodne, Chandler, McCune, Bailey, Hinkle, Nealey, Rivers, Klippert, Warnick, Smith, Short, Condotta, Kristiansen, Angel, Ross, Schmick, Taylor, Buys, Fagan and Asay

AN ACT Relating to transferring all mandatory, regulatory, licensing, and disciplinary functions of the Washington state bar association to the Washington state supreme court; adding new sections to chapter 2.04 RCW; repealing RCW 2.48.010, 2.48.020, 2.48.021, 2.48.030, 2.48.035, 2.48.040, 2.48.050, 2.48.060, 2.48.070, 2.48.080, 2.48.090, 2.48.100, 2.48.110,

2.48.130, 2.48.140, 2.48.150, 2.48.160, 2.48.165, 2.48.166, 2.48.170, 2.48.180, 2.48.190, 2.48.200, 2.48.210, 2.48.220, and 2.48.230; and providing an effective date.

Referred to Committee on Judiciary.

HB 1665 by Representatives Fitzgibbon, Sells, Carlyle and Seaquist

AN ACT Relating to requests for funds necessary to implement the compensation and fringe benefit provisions of bargaining agreements with the University of Washington under chapter 41.80 RCW; and amending RCW 41.80.010.

Referred to Committee on Labor & Workforce Development.

HB 1666 by Representatives Seaquist, Haler and Carlyle

AN ACT Relating to higher education; amending RCW 28B.15.067, 28B.15.068, and 28B.76.270; adding new sections to chapter 28B.10 RCW; adding a new section to chapter 82.04 RCW; adding a new section to chapter 82.16 RCW; adding a new section to chapter 28B.76 RCW; adding a new section to chapter 28B.50 RCW; adding a new chapter to Title 28B RCW; and repealing RCW 28B.10.920, 28B.10.921, and 28B.10.922.

Referred to Committee on Higher Education.

HB 1667 by Representatives Kagi, Armstrong, Ryu, Liias, Clibborn, Angel and Goodman

AN ACT Relating to state route number 522; and creating new sections.

Referred to Committee on Transportation.

HB 1668 by Representatives Reykdal, Hunt, Appleton, Kenney, Goodman, McCoy, Dunshee, Carlyle, Pettigrew, Hasegawa, Ryu, Liias and Darneille

AN ACT Relating to signature gathering; amending RCW 29A.72.010, 29A.72.110, 29A.72.120, and 29A.72.130; reenacting and amending RCW 42.17A.005; adding new sections to chapter 42.17A RCW; adding new sections to chapter 29A.72 RCW; creating a new section; prescribing penalties; and providing an effective date.

Referred to Committee on State Government & Tribal Affairs.

HB 1669 by Representatives Santos, Parker, Dammeier, McCoy, Kenney, Hasegawa and Moscoso

AN ACT Relating to the educational opportunity gap, including implementing recommendations made by the achievement gap oversight and accountability committee; amending RCW 28A.150.198, 28A.175.025, 28A.300.136, 28A.300.1361, 28A.300.137, 28A.345.070, 28A.405.100, 28A.410.260, 28A.415.370, 28A.642.005, 28A.655.115, 28A.657.070, 28A.657.110, and 43.215.005; and reenacting and amending RCW 28A.290.010.

Referred to Committee on Education.

HB 1670 by Representatives Kirby, Bailey, Blake, Eddy, Rodne, Hurst and Springer

AN ACT Relating to additional requirements for the oversight of regulated self-insurance programs by the state risk manager; amending RCW 48.62.011, 48.62.031, 48.62.061, 48.62.071, 48.62.091, 48.62.121, 48.62.161, and 48.62.171; and adding new sections to chapter 48.62 RCW.

Referred to Committee on Business & Financial Services.

HB 1671 by Representatives Overstreet, Blake, Taylor, Haler, Takko, Johnson, Klippert, Shea, Short, Kristiansen, Angel, Hinkle, Bailey, McCune, Warnick, Zeiger, Wilcox, Orcutt, Schmick, Fagan and Ross

AN ACT Relating to requiring state agencies to determine whether compliance with a rule will result in a specific economic impact; adding a new section to chapter 34.05 RCW; and creating new sections.

Referred to Committee on State Government & Tribal Affairs.

HB 1672 by Representatives Hargrove, Orcutt, Ross, McCune, Angel, Taylor, Klippert, Short, Rodne, Nealey, Warnick, Bailey, Zeiger, Condotta, Kristiansen, Smith, Buys and Schmick

AN ACT Relating to doubling the small business tax credit to encourage small business job creation; amending RCW 82.04.4451, 82.32.030, and 82.32.045; and providing an effective date.

Referred to Committee on Ways & Means.

HB 1673 by Representatives Warnick, Dammeier, Santos and Hunt

AN ACT Relating to physical therapy; amending RCW 18.74.010 and 18.74.035; adding a new section to chapter 18.74 RCW; and repealing RCW 18.74.085.

Referred to Committee on Health Care & Wellness.

HB 1674 by Representatives Kenney, Smith, Ryu, Johnson, Walsh and Finn

AN ACT Relating to providing that the manufacturing innovation and modernization extension service program is not to sunset; and repealing RCW 43.131.409 and 43.131.410.

Referred to Committee on Community Development & Housing.

HB 1675 by Representatives Reykdal, Hunt, Kenney, McCoy and Frockt

AN ACT Relating to requiring agencies to disclose the estimated costs of compliance with a request for public records; and amending RCW 42.56.070.

Referred to Committee on State Government & Tribal Affairs.

HB 1676 by Representatives Reykdal, Kenney, Green, McCoy, Ormsby, Hudgins and Hunt

AN ACT Relating to the abatement of violations of the Washington industrial safety and health act during an appeal; and amending RCW 49.17.140.

Referred to Committee on Labor & Workforce Development.

HB 1677 by Representatives Reykdal, Sells, Hunt, Green, Ormsby and Kenney

AN ACT Relating to changing the certified and registered mail requirements of the department of labor and industries and employment security department; and amending RCW 18.27.060, 18.27.230, 18.27.370, 18.106.100, 18.106.180, 19.28.131, 19.28.271, 19.28.341, 19.28.490, 43.22.435, 43.22A.080, 43.22A.130, 49.17.140, 49.26.110, 49.40.060, 49.48.083, 50.20.190, 50.24.070, 50.24.110, 50.20.115, 70.79.320, 70.87.125, 70.87.185, and 70.87.205.

Referred to Committee on Labor & Workforce Development.

HB 1678 by Representatives Kirby, Bailey, Clibborn, Liias, Hurst, Maxwell, Ross, Haler, Orcutt, Condotta, Santos, Eddy and Springer

AN ACT Relating to eliminating the cap on the total number of small loans a borrower may have in a twelve-month period; and amending RCW 31.45.073.

Referred to Committee on Business & Financial Services.

HB 1679 by Representative Eddy

AN ACT Relating to government liability for supervision of offenders; adding a new section to chapter 4.24 RCW; and creating a new section.

Referred to Committee on Judiciary.

HB 1680 by Representatives Eddy, Anderson, Carlyle and Morris

AN ACT Relating to child abuse investigations and proceedings; amending RCW 26.44.010 and 26.44.125; adding a new section to chapter 26.44 RCW; and adding a new section to chapter 4.24 RCW.

Referred to Committee on Judiciary.

HB 1681 by Representative Eddy

AN ACT Relating to employer liability under the doctrine of respondeat superior; adding a new section to chapter 4.24 RCW; and creating a new section.

Referred to Committee on Judiciary.

HB 1682 by Representatives Probst, Warnick, Dunshee, Sells and Hurst

AN ACT Relating to providing a business and occupation tax credit for newly hired aerospace apprentices; and adding a new section to chapter 82.04 RCW.

Referred to Committee on Ways & Means.

HB 1683 by Representatives Carlyle, Armstrong, Eddy, Chandler, Kirby, Condotta, Hurst and Zeiger

AN ACT Relating to establishing special license endorsements for cigar lounges and retail tobacconist shops; amending RCW 70.160.060; adding new sections to chapter 82.26 RCW; and declaring an emergency.

Referred to Committee on Business & Financial Services.

HB 1684 by Representatives Maxwell, Orwall, Carlyle, Liias, Kenney, Reykdal, Green, Probst and Hunt

AN ACT Relating to providing online financial education in public schools; adding a new section to chapter 28A.300 RCW; and creating a new section.

Referred to Committee on Education.

HB 1685 by Representatives Takko, Rivers, Upthegrove and Sullivan

AN ACT Relating to water well construction requirements; amending RCW 18.104.030; and adding a new section to chapter 70.119A RCW.

Referred to Committee on Agriculture & Natural Resources.

HB 1686 by Representative Sells

AN ACT Relating to reducing long-term disability for injured workers and resulting costs to Washington's workers' compensation system; amending RCW 51.04.110, 51.32.060, 51.32.067, 51.32.080, 51.32.160, and 51.36.010; reenacting and amending RCW 51.32.090; adding a new section to chapter 49.17 RCW; adding new sections to chapter 51.32 RCW; providing an effective date; and declaring an emergency.

Referred to Committee on Labor & Workforce Development.

HB 1687 by Representatives Orcutt, Rivers, Dahlquist, Shea, Bailey, Condotta, Fagan, Ahern, McCune, Harris, Kristiansen, Johnson, Warnick, Schmick, Angel and Ross

AN ACT Relating to improving transparency and providing greater information to property taxpayers; amending RCW 84.40.0301, 84.48.010, 29A.36.071, 29A.36.210, 84.52.054, 84.55.050, 84.40.045, and 84.56.330; and creating new sections.

Referred to Committee on Ways & Means.

HJR 4216 by Representatives Shea, Rodne, Asay, Chandler, McCune, Hinkle, Nealey, Rivers, Klippert, Short, Warnick, Angel, Bailey, Condotta, Kristiansen, Ross, Smith, Taylor, Buys, Schmick and Fagan

Requiring that all mandatory, regulatory, licensing, and disciplinary functions regarding the practice of law and administration of justice reside exclusively in the supreme court.

Referred to Committee on Judiciary.

There being no objection, the bills and resolution listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

REPORTS OF STANDING COMMITTEES

January 27, 2011

HB 1050 Prime Sponsor, Representative McCoy: Regarding residential provisions for children of parents with military duties. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Pedersen, Chair; Goodman, Vice Chair; Rodne, Ranking Minority Member; Shea, Assistant Ranking Minority Member; Chandler; Eddy; Frockt; Kirby; Klippert; Nealey; Orwall; Rivers and Roberts.

Passed to Committee on Rules for second reading.

January 26, 2011

HB 1150 Prime Sponsor, Representative Smith: Extending the time in which a small business may correct a violation without a penalty. Reported by Committee on State Government & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, Chair; Appleton, Vice Chair; Taylor, Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Alexander; Condotta; Darneille; Hurst; McCoy and Miloscia.

MINORITY recommendation: Without recommendation. Signed by Representative Dunshee.

Referred to Committee on Ways & Means.

January 25, 2011

HB 1212 Prime Sponsor, Representative Lytton: Authorizing the department of agriculture to accept and expend gifts. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass. Signed by Representatives Blake, Chair; Stanford, Vice Chair; Chandler, Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Dunshee; Hinkle; Kretz; Lytton; Orcutt; Pettigrew and Rolfes.

Passed to Committee on Rules for second reading.

January 25, 2011

HB 1225 Prime Sponsor, Representative Angel: Clarifying the method for calculating port commissioner compensation. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Takko, Chair; Tharinger, Vice Chair; Angel, Ranking Minority Member; Asay, Assistant Ranking Minority Member; Fitzgibbon; Rodne; Smith; Springer and Upthegrove.

Passed to Committee on Rules for second reading.

January 25, 2011

HB 1257 Prime Sponsor, Representative Stanford: Adopting the investments of insurers model act. Reported by Committee on Business & Financial Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kirby, Chair; Kelley, Vice Chair; Bailey, Ranking Minority Member; Buys, Assistant Ranking Minority Member; Blake; Condotta; Hudgins; Hurst; Parker; Pedersen; Rivers; Ryu and Stanford.

Passed to Committee on Rules for second reading.

January 25, 2011

HB 1343 Prime Sponsor, Representative Kirby: Addressing insurance statutes, generally. Reported by Committee on Business & Financial Services

MAJORITY recommendation: Do pass. Signed by Representatives Kirby, Chair; Kelley, Vice Chair; Bailey, Ranking Minority Member; Buys, Assistant Ranking Minority Member; Blake; Condotta; Hudgins; Hurst; Parker; Pedersen; Rivers; Ryu and Stanford.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eighth order of business.

HOUSE RESOLUTION NO. 4610, by Representative Sullivan

Adopting permanent House Rules.

Representative Sullivan moved adoption of HOUSE RESOLUTION NO. 4610

Representative Anderson moved the adoption of amendment (9).

At Rule 12, after "are as follows:" strike all material in paragraph (A) and insert the following:

"(A) BUDGET BILLS. No final passage vote may be taken on an operating budget, transportation budget, or capital budget bill until seventy-two (72) hours after the bill is placed on the third reading calendar. The seventy-two (72) hour requirement does not apply to conference reports, which are governed by Joint Rule 24, or to bills placed on the third reading calendar by a two-thirds (2/3) vote of the members present."

Representatives Anderson, Hinkle, DeBolt, Armstrong, Orcutt, Haler, Parker, Angel, Rivers, Rodne and Overstreet spoke in favor of the adoption of the amendment.

Representatives Pettigrew, Hunter, Dickerson, Cody and Hudgins spoke against the adoption of the amendment.

The Speaker (Representative Moeller presiding) stated the question before the House to be the adoption of the amendment.

The Speaker (Representative Moeller presiding) excused Representative Appleton.

ROLL CALL

The Clerk called the roll on the adoption of amendment (9), and the amendment was not adopted by the following vote: Yeas, 42; Nays, 55; Absent, 0; Excused, 1.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Armstrong, Asay, Bailey, Buys, Chandler, Condotta, Crouse, Dahlquist, Dammeier, DeBolt, Fagan, Haler, Hargrove, Harris, Hinkle, Hope, Johnson, Klippert, Kretz, Kristiansen, McCune, Nealey, Orcutt, Overstreet, Parker, Pearson, Rivers, Rodne, Ross, Schmick, Shea, Short, Smith, Taylor, Walsh, Warnick, Wilcox and Zeiger.

Voting nay: Representatives Billig, Blake, Carlyle, Clibborn, Cody, Darneille, Dickerson, Dunshee, Eddy, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Hasegawa, Hudgins, Hunt, Hunter, Hurst, Jacks, Jinkins, Kagi, Kelley, Kenney, Kirby, Ladenburg, Lias, Lytton, Maxwell, McCoy, Miloscia, Moeller, Morris, Moscoso, Ormsby, Orwall, Pedersen, Pettigrew, Probst, Reykdal, Roberts, Rolfes, Ryu, Santos, Seaquist, Sells, Springer, Stanford, Sullivan, Takko, Tharinger, Upthegrove, Van De Wege and Mr. Speaker.

Excused: Representative Appleton.

Amendment (9) was not adopted.

Representative DeBolt moved the adoption of amendment (8).

At Rule 12, after "are as follows:" strike all material in paragraph (A) and insert the following:
 "(A) BUDGET BILLS. No final passage vote may be taken on an operating budget, transportation budget, or capital budget bill until forty-eight (48) hours after the bill is placed on the third reading calendar. The forty-eight (48) hour requirement does not apply to conference reports, which are governed by Joint Rule 24, or to bills placed on the third reading calendar by a two-thirds (2/3) vote of the members present."

Representatives DeBolt, Walsh and Alexander spoke in favor of the adoption of the amendment.

Representatives Sullivan and Green spoke against the adoption of the amendment.

The Speaker (Representative Moeller presiding) stated the question before the House to be the adoption of the amendment.

ROLL CALL

The Clerk called the roll on the adoption of amendment (8), and the amendment was not adopted by the following vote: Yeas, 42; Nays, 55; Absent, 0; Excused, 1.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Armstrong, Asay, Bailey, Buys, Chandler, Condotta, Crouse, Dahlquist, Dammeier, DeBolt, Fagan, Haler, Hargrove, Harris, Hinkle, Hope, Johnson, Klippert, Kretz, Kristiansen, McCune, Nealey, Orcutt, Overstreet, Parker, Pearson, Rivers, Rodne, Ross, Schmick, Shea, Short, Smith, Taylor, Walsh, Warnick, Wilcox and Zeiger.

Voting nay: Representatives Billig, Blake, Carlyle, Clibborn, Cody, Darneille, Dickerson, Dunshee, Eddy, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Hasegawa, Hudgins, Hunt, Hunter, Hurst, Jacks, Jinkins, Kagi, Kelley, Kenney, Kirby, Ladenburg, Lias, Lytton, Maxwell, McCoy, Miloscia, Moeller,

Morris, Moscoso, Ormsby, Orwall, Pedersen, Pettigrew, Probst, Reykdal, Roberts, Rolfes, Ryu, Santos, Seaquist, Sells, Springer, Stanford, Sullivan, Takko, Tharinger, Upthegrove, Van De Wege and Mr. Speaker.

Excused: Representative Appleton.

Amendment (8) was not adopted.

Representative Anderson moved the adoption of amendment (10).

At Rule 12, after "(A)" insert "FUND EDUCATION FIRST. Education funding for the 2011-2013 fiscal biennium, appropriations for the purposes of basic education, as defined by the legislature, and other K-12 education purposes must be enacted into law before it is in order for the house to take a final passage vote on omnibus operating or transportation appropriations legislation.
 (B)"

Reletter the remaining paragraphs.

Representatives Anderson, Angel and Hargrove spoke in favor of the adoption of the amendment.

Representatives Maxwell and Haigh spoke against the adoption of the amendment.

The Speaker (Representative Moeller presiding) stated the question before the House to be the adoption of the amendment.

ROLL CALL

The Clerk called the roll on the adoption of amendment (10), and the amendment was not adopted by the following vote: Yeas, 42; Nays, 55; Absent, 0; Excused, 1.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Armstrong, Asay, Bailey, Buys, Chandler, Condotta, Crouse, Dahlquist, Dammeier, DeBolt, Fagan, Haler, Hargrove, Harris, Hinkle, Hope, Johnson, Klippert, Kretz, Kristiansen, McCune, Nealey, Orcutt, Overstreet, Parker, Pearson, Rivers, Rodne, Ross, Schmick, Shea, Short, Smith, Taylor, Walsh, Warnick, Wilcox and Zeiger.

Voting nay: Representatives Billig, Blake, Carlyle, Clibborn, Cody, Darneille, Dickerson, Dunshee, Eddy, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Hasegawa, Hudgins, Hunt, Hunter, Hurst, Jacks, Jinkins, Kagi, Kelley, Kenney, Kirby, Ladenburg, Lias, Lytton, Maxwell, McCoy, Miloscia, Moeller, Morris, Moscoso, Ormsby, Orwall, Pedersen, Pettigrew, Probst, Reykdal, Roberts, Rolfes, Ryu, Santos, Seaquist, Sells, Springer, Stanford, Sullivan, Takko, Tharinger, Upthegrove, Van De Wege and Mr. Speaker.

Excused: Representative Appleton.

Amendment (10) was not adopted.

Representative Sullivan spoke in favor of the adoption of the resolution.

Representative Shea spoke against the adoption of the resolution.

The Speaker (Representative Moeller presiding) stated the question before the House to be the adoption of House Resolution No. 4610.

ROLL CALL

The Clerk called the roll on the adoption of House Resolution No. 4610, and the resolution was adopted by the following vote: Yeas, 56; Nays, 41; Absent, 0; Excused, 1.

Voting yea: Representatives Billig, Blake, Carlyle, Clibborn, Cody, Condotta, Darneille, Dickerson, Dunshee, Eddy, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Hasegawa, Hudgins, Hunt, Hunter, Hurst, Jacks, Jinkins, Kagi, Kelley, Kenney, Kirby, Ladenburg, Lias, Lytton, Maxwell, McCoy, Miloscia, Moeller, Morris, Moscoso, Ormsby, Orwall, Pedersen, Pettigrew, Probst, Reykdal, Roberts, Rolfes, Ryu, Santos, Seaquist, Sells, Springer, Stanford, Sullivan, Takko, Tharinger, Upthegrove, Van De Wege and Mr. Speaker.

Voting nay: Representatives Ahern, Alexander, Anderson, Angel, Armstrong, Asay, Bailey, Buys, Chandler, Crouse, Dahlquist, Dammeier, DeBolt, Fagan, Haler, Hargrove, Harris, Hinkle, Hope, Johnson, Klippert, Kretz, Kristiansen, McCune, Nealey, Orcutt, Overstreet, Parker, Pearson, Rivers, Rodne, Ross, Schmick, Shea, Short, Smith, Taylor, Walsh, Warnick, Wilcox and Zeiger.

Excused: Representative Appleton.

HOUSE RESOLUTION NO. 4610 was adopted.

STATEMENT FOR THE JOURNAL

I intended to vote NAY on House Resolution No. 4610.

Representative Condotta, 12th District

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., January 31, 2011, the 22nd Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

1050	Committee Report	5
1150	Committee Report	5
1212	Committee Report	5
1225	Committee Report	5
1257	Committee Report	5
1343	Committee Report	5
1648	Introduction & 1st Reading	1
1649	Introduction & 1st Reading	1
1650	Introduction & 1st Reading	1
1651	Introduction & 1st Reading	1
1652	Introduction & 1st Reading	1
1653	Introduction & 1st Reading	2
1654	Introduction & 1st Reading	2
1655	Introduction & 1st Reading	2
1656	Introduction & 1st Reading	2
1657	Introduction & 1st Reading	2
1658	Introduction & 1st Reading	2
1659	Introduction & 1st Reading	2
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1664	Introduction & 1st Reading	2
1665	Introduction & 1st Reading	3
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	Introduction & 1st Reading	4
1687		
	Introduction & 1st Reading	4
4216		
	Introduction & 1st Reading	5
4608		
	Introduced	1
	Adopted	1
4610		
	Introduced	5
	Amendment Offered	5
	Adopted	7
HOUSE OF REPRESENTATIVES (Representative Moeller presiding)		
	Statement for the Journal Representative Condotta	7